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In re Application of
BEER, et al.
U.S. Application No.: 10/561,134
PCT No.: PCT/EP04/06711
Int. Filing Date: 22 June 2004
Priority Date: 26 June 2003
Attorney Docket No.: ICH 303-US
For: OPTICAL INTENSIFIER MATERIALS

DECISION ON RENEWED

PETITION UNDER

37 CFR 1.181

This decision is in response to applicant's renewed petition under 37 C.F.R. §1.181 filed 26 February 2007 in the United States Patent and Trademark Office (USPTO).

BACKGROUND

On 24 January 2007, applicant was mailed a decision dismissing applicant's petition under 37 CFR 1.181 to confirm the timely filing of an English translation of the international application. Applicant was afforded one month to provide payment of the \$130.00 processing fee for proving an English translation of the international application later than 30 months from the priority date.

On 26 February 2007, applicant filed the present petition under 37 CFR 1.181 accompanied by payment of the appropriate processing fee and a preliminary amendment. The petition contains certification under 37 CFR 1.8 that the papers were deposited for mailing on 22 February 2007 and are thus considered timely filed.

DISCUSSION

With the filing of the present renewed petition and accompanying papers applicant has satisfied all of the items of concern raised in the decision mailed 24 January 2007. Specifically, applicant has currently provided payment of the appropriate processing fee and a preliminary amendment. As such, it is proper to grant applicant's petition at this time.

CONCLUSION

Applicant's renewed petition under 37 CFR 1.181 is **GRANTED**.

The application has an international filing date of 22 June 2004 under 35 U.S.C. 363, and will be given a date of **19 May 2006** under 35 U.S.C. 371(c)(1), (c)(2) and (c)(4).

Application No.: 10/561,134

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This application is being returned to the DO/EO/US for processing in accordance with this decision.



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